IN THE HIGH COURT OF JUDICATURE OF BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

CHAMBER SUMMONS NO. 1930 OF 2004
IN
SUIT NO.3599 OF 2004

Vishal Damodar Mudliar & ors. ..Plaintiffs.

V/s.

Mrs. Preeti Satish Mengle @ Preeti
Jayesh Mahtre & Ors. ..Defendants.

Mr. T.G.Vora i/b G.K.Vora, for Plaintiffs.

CORAM: A.M.KHANWILKAR,J

DATE : JUNE 15, 2005.

P.C. :

1. Heard counsel for the plaintiffs. It is stated that counsel for defendant No.1 and 2 has conveyed to the learned counsel for plaintiffs that the said defendants have no objection to grant leave in terms of prayer clause (a) and (b) of this chamber summons.

2. Counsel for the plaintiffs further states that defendant Nos. 3 and 4 have been duly served. Affidavit of service is tendered in court. Ordinarily, same has to be filed in Registry. By way of indulgence, affidavit of service is taken on record, but on condition that plaintiffs shall pay costs to High court Legal Service Authority,

quantified at Rs.750/- on or before 17th June, 2005, failing which, this order will stand vacated forthwith without reference to the court with effect from 18th June, 2005.

3. Affidavit of defendant No.4 is also taken on record.

4. As defendants 1 and 2 have no objection, who are the contesting party and no reply has been filed by defendant Nos. 3, inspite of service, chamber summons is made absolute in terms of prayer clause (a) and (b). Amendment to be carried out within four weeks from today.